

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
MISSOULA DIVISION

JAMES GLEN DICKINSON,

Plaintiff,

vs.

NANCY A. BERRYHILL,  
Acting Commissioner of Social Security

Defendant.

Civil No. 9:18-cv-00151-DLC-JCL

ORDER

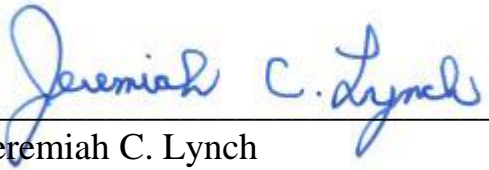
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Based on the stipulation of the parties, it is ORDERED that the case be REVERSED and REMANDED for further administrative proceedings including a *de novo* hearing pursuant to sentence four of 42 U.S.C. § 405(g). On remand, the Appeals Council will remand the case to an administrative law judge (ALJ), who shall update the medical records, offer Plaintiff the opportunity for a hearing, and issue a new decision. The ALJ shall also:

- Reevaluate the medical opinion evidence, in particular the 2017 medical report from Dr. Erbe;
- Reevaluate Plaintiff's residual functional capacity; and
- If necessary, obtain supplemental vocational expert evidence to clarify the effects of the assessed limitations on Plaintiff's ability to perform other work in the national economy.

The parties agree that reasonable attorney fees will be awarded under the Equal Access to Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

DATED this 26<sup>th</sup> day of April, 2019.

  
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Jeremiah C. Lynch  
United States Magistrate Judge